

3 cation in the Des Moines Register and the Des Moines Capital, news-  
4 papers published in Des Moines, Iowa.

Approved March 7, A. D. 1917.

I hereby certify that the foregoing act was published in the Des Moines Capital March 10, 1917, and in the Des Moines Register March 12, 1917.

W. S. ALLEN, *Secretary of State.*

## CHAPTER 27.

### TENANTS IN COMMON.

S. F. 36.

AN ACT to provide for the liability of tenants in common in possession to their co-tenants out of possession.

*Be it enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. **Right of tenant not in possession.** That in all cases  
2 in which any real estate is now or shall be hereafter held by two or  
3 more persons as tenants in common, and one or more of said tenants  
4 shall have been or shall hereafter be in possession of said real estate,  
5 it shall be lawful for any one or more of said tenants in common, not  
6 in possession, to sue for and recover from such tenants in possession  
7 his or their proportionate part of the rental value of said real estate  
8 for the time, not exceeding a period of five years, such real estate  
9 shall have been in possession as aforesaid; and in case of partition of  
10 such real estate held in common as aforesaid, the parties in possession  
11 shall have deducted from their distributive shares of said real estate  
12 the rental value thereof to which their co-tenants are entitled.

Approved March 7, A. D. 1917.

## CHAPTER 28.

### DRAINAGE.

S. F. 9.

AN ACT to amend section nineteen hundred eighty-nine-a-thirty-eight (1989-a-38), supplement to the code, 1913, relating to the issuance of funding bonds by cities and towns.

*Be it enacted by the General Assembly of the State of Iowa:*

1 SECTION 1. **Drainage—funding bonds.** That section nineteen  
2 hundred and eighty-nine-a-thirty-eight (1989-a-38), supplement to  
3 the code, 1913, be and is hereby amended by adding at the end of said  
4 section the following: "Cities or towns affected by this section may  
5 issue their funding bonds in accordance with the provisions of chap-  
6 ter twelve (12), title V of the Code, for the purpose of securing the  
7 money to pay any assessment."

Approved March 7, A. D. 1917.